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 ILLINOIS UNION INSURANCE COMPANY

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

11 ILLINOIS UNION INSURANCE
 12 COMPANY, an Illinois corporation,

13 Plaintiff,

14 v.

15 INTUITIVE SURGICAL, INC., a Delaware
 16 corporation,

17 Defendant.

18
 19 INTUITIVE SURGICAL, INC., a Delaware
 20 corporation,

21 Plaintiff,

22 vs.

23 ILLINOIS UNION INSURANCE
 24 COMPANY, an Illinois corporation,

25 Defendant.

) Case No. 3:13-cv-04863-JST
) Case No. 3:15-cv-04834-JST
) *Hon. Jon S. Tigar*

) **JOINT STIPULATION TO**
) **EXTEND EXPERT DEADLINES**
) **RE: JOHN HANSEN AND**
) **RICHARD HOLSTROM; AND**

) **[PROPOSED] ORDER.**

) Trial Date: June 19, 2017

26 Illinois Union Insurance Company (“Illinois Union”) and Intuitive Surgical,
 27 Inc. (“Intuitive”) jointly stipulate, pursuant to Local Rules 6-1(b), 6-2, and 7-12, to
 28 extend—by two weeks—the close of expert discovery in the consolidated actions,

**JOINT STIPULATION TO EXTEND
 EXPERT DEADLINES**

CASE NO. 3:13-CV-04863-JST
 CASE NO. 3:15-CV-04834-JST

Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if it pleases the Court. As stipulated, this extension *shall only apply* to the depositions and related document productions of Intuitive's damages expert, John Hansen, and Illinois Union's rebuttal damages expert, Richard Holstrom.

WHEREAS, on July 26, 2016, the parties submitted a Joint Stipulation to Enter Scheduling Order, which was approved and entered by the Court on July 27, 2016 (ECF No. 186 in Case No. 3:13-cv-04863-JST).

WHEREAS, the Scheduling Order provided for the following deadlines related to experts:

Expert Reports Due – December 13, 2016

Rebuttal Expert Reports Due – January 17, 2017

Close Of Expert Discovery – January 31, 2017

WHEREAS, on December 8, 2016, pursuant to the parties' stipulation, the Court extended the expert deadlines by 10 days as follows (ECF No. 200):

Expert Reports Due – ~~December 13, 2016~~ – December 23, 2016

Rebuttal Expert Reports Due – ~~January 17, 2017~~ – January 27, 2017

Close Of Expert Discovery – ~~January 31, 2017~~ – February 10, 2017

WHEREAS, the parties, through their counsel, have agreed to an additional two week extension of the close of expert discovery deadline, *but only with respect to* Intuitive's damages expert, John Hansen, and Illinois Union's rebuttal damages expert, Richard Holstrom.

NOW THEREFORE, the parties, through their undersigned counsel, hereby respectfully stipulate and request that the Court extend the above close of expert discovery deadline by two weeks, as follows:

Close Of Expert Discovery – ~~February 10, 2017~~ – **February 24, 2017**, *but only with respect to* Intuitive's damages expert, John Hansen, and Illinois Union's rebuttal damages expert, Richard Holstrom.

1 The parties further stipulate that this change in the close of expert discovery
2 deadline will not change or affect any of the other dates in the Scheduling Order
3 entered on July 27, 2016.
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5

6 DATED: February 7, 2016

COZEN O'CONNOR

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8 By: /s/ Charles E. Wheeler
9 Attorneys for Plaintiff/Defendant
10 ILLINOIS UNION INSURANCE
11 COMPANY
12

13 SKADDEN, ARPS, SLATE,
14 MEAGHER, & FLOM LLP
15

16 By: /s/ Abraham A. Tabaie
17 Attorneys for Defendant/Plaintiff
18 INTUITIVE SURGICAL, INC.
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20 Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the
21 filing of this document has been obtained from the signatories above.
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23 /s/ Charles E. Wheeler
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[PROPOSED] ORDER

**PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES,
IT IS ORDERED THAT:**

The Court enters the following modifications to the case schedule for the consolidated actions, Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST:

Close Of Expert Discovery – ~~February 10, 2017~~ – **February 24, 2017**,
but only with respect to Intuitive’s damages expert, John Hansen, and
Illinois Union’s rebuttal damages expert, Richard Holstrom.

DATED: February 9, 2017


The Honorable Jon S. Tigar
United States District Court Judge